

# EXECUTIVE COUNCIL OF IOWA

## MINUTES

**MAY 31, 2011**

The Executive Council met in regular session at 10:03 a.m. Room G09 of the Capitol Building with Governor Terry Branstad presiding. Auditor of State David Vaudt, Treasurer of State Michael Fitzgerald and Secretary of Agriculture William Northey were present. Secretary of State Matt Schultz was absent

Regular session  
May 31, 2011

Moved by Auditor Vaudt and seconded by Secretary Northey that the Council approve the minutes of the Executive Council meeting held May 23, 2011.

Minutes  
Approved

The vote:      Ayes:      Governor Branstad  
                                 Auditor Vaudt  
                                 Treasurer Fitzgerald  
                                 Secretary Northey  
                         Nays:      None

Moved by Secretary Northey and seconded by Auditor Vaudt that the Council approves the requests for Other Than Federal Funds, Federal Funds and Supplemental as listed in the office of the Secretary.

Approved Out-  
Of-State Travel

The vote:      Ayes:      Governor Branstad  
                                 Auditor Vaudt  
                                 Treasurer Fitzgerald  
                                 Secretary Northey  
                         Nays:      None

Moved by Treasurer Fitzgerald and seconded by Auditor Vaudt that the Council approve the wavier requests as listed in the office of the Secretary.

Out of State  
Travel Waivers

The vote:      Ayes:      Governor Branstad  
                                 Auditor Vaudt  
                                 Treasurer Fitzgerald  
                                 Secretary Northey  
                         Nays:      None

Moved by Secretary Northey and seconded by Auditor Vaudt that the Council approve the following leases:

Approved  
Leases

- A. Lease between DNR and Cargill Inc.  
Date of Lease: Five years, expiring April 3, 2016  
Legal Description: That part of the bed of the Mississippi River at River Mile 469.8 located in Section 19, Township 77 North, Range 2 East of the 5th P.M., Scott County, IA described as commencing at a point on the southerly boundary of Tract No. Fla-51 approximately 225 feet west of the line between Government Lots 3 and 4; thence easterly 100 feet to a point on said southerly boundary line of Tract Fla-51, and extending southerly into the Mississippi River 100 feet from the ordinary high water line.  
Annual Fee: \$ 600.00
- B. Lease between DNR and Corn Belt Telephone Company  
Date of Lease: Five years, expiring June 30, 2016  
Legal Description: Underground TV cable buried on the roadsides through Black Hawk State Park, Sac County, IA.  
Annual Fee: \$ 300.00

The vote:      Ayes:              Governor Branstad  
   Auditor Vaudt  
   Treasurer Fitzgerald  
   Secretary Northey  
                         Nays:              None

Moved by Treasurer Fitzgerald and seconded by Secretary Northey that the Council approve the following cost items:

Approved Cost  
Items

- A. Iowa Communications Network.....\$7,959.29  
On or about January 3, 2010 cable was damaged due to ice in Buchanan County at the Highway 150 bridge over the Wapsipinicon River. Request is to cover repair costs.
- B. Iowa Communications Network.....\$18,752.92  
On June 5, 2010 fiber optic cable was damaged due to flooding north of Gravity in Taylor County. Request is to cover repair costs.
- C. Iowa Communications Network.....\$8,051.12  
On or about September 14, 2010 ICN equipment was damaged by flooding at Buck Creek in Jasper County, on Highway 14 one half mile north of Monroe.
- D. Iowa Communications Network.....\$29,438.08  
On July 20, 2010 a fiber optic cable was damaged due to flooding in Wapello County, south of Avery Creek on Highway 34.

- E. Iowa Communications Network.....\$13,205.90  
On or about July 25, 2010 ICN equipment was damage due to flooding and erosion at Mason Creek in Guthrie County, on Highway 25, one mile south of Guthrie Center, IA.
- F. Iowa Communications Network.....\$4,903.10  
On October 13, 2010 fiber optic cable was damaged due to flooding and erosion three miles southwest of Strawberry Point in Clayton County under the 390th St. Bridge over the Maquoketa River.
- G. Department of Human Services..... \$3,233.00  
On November 4, 2009 there was a Sanitary Sewer Backup in Arnold Cottage basement. Request is to cover repair costs.
- H. Shuttleworth and Ingersoll, P.L.C..... \$472.50  
115 3<sup>rd</sup> Street South East  
Suite 500  
Cedar Rapids, IA 52401  
Mills v. Iowa Board of Regents et al., an employment termination case
- I. McDowell, Rice, Smith & Buchanan.....\$29,774.43  
605 West 47<sup>th</sup> Street, Suite 350  
Kansas City, MO 64112  
Tobacco Settlement Authority
- J. Davis, Brown, Koehn, Shors & Roberts, P.C.....\$529.20  
The Davis Brown Tower  
215 10<sup>th</sup> Street, Suite 1300  
Des Moines, IA 50309-3993  
Legal Services to state agencies on issues related to the visa status of prospective state employees
- K. Department of Natural Resources ..... \$11,797.24  
Drainage taxes for the following counties:
- |               |    |          |
|---------------|----|----------|
| Buchanan      | \$ | 140.00   |
| Emmet         | \$ | 4,112.00 |
| Palo Alto     | \$ | 274.69   |
| Polk          | \$ | 892.77   |
| Pottawattamie | \$ | 2,135.00 |
| Winnebago     | \$ | 4,242.78 |

The vote:      Ayes:      Governor Branstad  
                                 Auditor Vaudt  
                                 Treasurer Fitzgerald  
                                 Secretary Northey  
                         Nays:      None

Moved by a Auditor Vaudt and seconded by Secretary Northey that the Council approve the following renewal memberships:

Approved  
Renewal  
Memberships

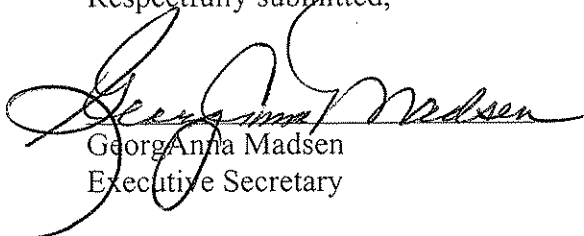
- A. Health in Wellness Council of Iowa in the amount of \$1,000.00 for January 1 - December 31, 2011.
- B. Natural Resources in Mid-State Organized Crime Information Center (MOCIC) in the amount of \$250.00 for January 1, 2011 - December 31, 2011.
- C. Natural Resources in Missouri River Natural Resources Committee (MRNRC) in the amount of \$1,500.00 for July 1, 2011 - June 30, 2012.
- D. Transportation in Aircraft Owners and Pilots Association (AOPA) in the amount of \$45.00 for July 20, 2011 - July 19, 2012.
- E. Transportation in American Association of Airport Executives in the amount of \$1,775.00 for January 1 - December 31, 2011.
- F. Transportation in IPMA: In-Plant Printing and Mailing Association in the amount of \$300.00 for April 1, 2011 - March 31, 2012.
- G. Transportation in National Association of State Facilities Administrators in the amount of \$1,800.00 for July 1, 2011 - June 30, 2012.

The vote:      Ayes:              Governor Branstad  
   Secretary Schultz  
   Treasurer Fitzgerald  
   Secretary Northey  
                         Nays:              None

The meeting was adjourned at 10:08 a.m.

Meeting  
adjourned

Respectfully submitted,

  
Georganna Madsen  
Executive Secretary